

# FISCAL NOTE

**Bill #:** SB0123

**Title:** Revise DUI penalties

**Primary Sponsor:** Glaser, B

**Status:** As Introduced

Sponsor signature	Date	Chuck Swysgood, Budget Director	Date
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## Fiscal Summary

	<b><u>FY 2004 Difference</u></b>	<b><u>FY 2005 Difference</u></b>
<b>Expenditures:</b>	\$0	\$0
<b>Revenue:</b>	\$0	\$0
<b>Net Impact on General Fund Balance:</b>	\$0	\$0

- |   |  |
|---|--|
| <input type="checkbox"/> Significant Local Gov. Impact    | <input checked="" type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts |
| <input type="checkbox"/> Dedicated Revenue Form Attached  | <input type="checkbox"/> Needs to be included in HB 2  |

## Fiscal Analysis

### ASSUMPTIONS:

1. This bill will require new Uniform Violation Codes (UVC) and driver control action codes. These new codes and modification of driver control letters will be assigned and updated by Department of Justice staff.
2. With respect to the amendments to 61-8-723(2)(c) and 61-8-733-(1)(a), MCA, it is assumed the court will determine the issue of partial or whole fault incident to an accident and the Department of Justice will not be involved in the administration of the required vehicle seizure and disposition.
3. The offense and penalty provided do not include prison or Department of Corrections commitment.

### TECHNICAL NOTES:

1. Having driver licensing examiners and clerks accept and track an offender's completion of instruction requirement will affect exam station productivity and increase chances of disparate treatment.
2. The bill does not set any standard for who must provide instruction for effects of DUI, the training of instructors, or the content of the course. The same concern holds true for amendment to 61-8-723(2)(b), MCA.